

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

Council for Medicare Choice, *et al.*,  
Plaintiffs,

v.

United States Department of Health and Human  
Services, *et al.*,  
Defendants.

Civil Action No. 4:24-cv-446-O

**[Proposed] Order  
Granting Plaintiffs' Motion For Summary Judgment**

Upon consideration of Plaintiffs' Motion for Summary Judgment, responses and replies thereto, and the entire record herein, it is hereby

**ORDERED** that Plaintiffs' motion is **GRANTED**.

The Court therefore **VACATES** the challenged provisions of the Compensation Rule—specifically, those amending 42 C.F.R. §§ 422.2274(a), (c), (d), (e) and 423.2274(a), (c), (d), (e).

**SO ORDERED.**

\_\_\_\_\_, 2024.

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UNITED STATES DISTRICT JUDGE